

ORDINANCE NO. 2015 - 0447

ORDINANCE AMENDING CHAPTER 13.08 ENTITLED "SANITARY SEWER RATES" OF THE SIOUX CITY MUNICIPAL CODE TO PROVIDE FOR A FEE INCREASE FOR SEPTIC WASTE HAULERS.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SIOUX CITY, IOWA:

Section 1: Subsection 13.08.060(7) of the Sioux City Municipal Code is amended to read as follows:

7. Subject to prior approval of the Director and receipt of a permit, waste haulers may discharge septic tank waste at the waste water treatment facility. Haulers are also required to obtain a State of Iowa Septic Hauler License. The charges for discharge shall be in accordance with the following rate schedule:

Septic Hauler Fee	Per Load Discharged
Effective July 1, 2015	\$33.00

Section 2: Section 13.08.090 of the Sioux City Municipal Code is amended to read as follows:

13.08.090 Violation - Penalty. Any contributor found in violation of this chapter constitutes a municipal infraction and is punishable according to the provisions of Section 1.04.100 of this code. Violations include but are not limited to the following:

1. Any discharge that the Director determines has caused, alone or in combination with other discharges, interference or pass through, which endangers the health of the sewage treatment personnel or the public, or impairs the efficient operation of the City's WWTP,
2. Slug discharges,
3. Any contributor responsible for the dilution or bypass of any wastestream in lieu of adequate treatment, or
4. Any other prohibited discharges or general violations of this Chapter or state and/or Federal code.

Section 3: Penalty Clause. Anyone violating the provisions of this ordinance is guilty of a municipal infraction and shall upon conviction, be punished as provided in Section 1.04.100 of the Sioux City Municipal Code.

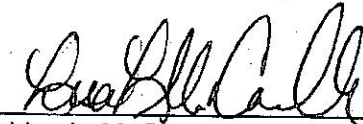
Section 4: Severability Clause. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

Section 5: Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. These are: Subsection 13.08.060(7) and Section 13.08.090 of the Sioux City Municipal Code.

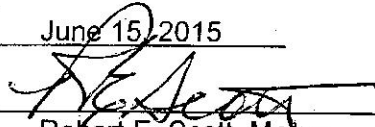
Section 6: Effective Date. This ordinance shall be in full force and effect July 1, 2015 after its final passage and publication as by law provided.

PASSED BY THE CITY COUNCIL ON, AND APPROVED ON: June 15, 2015

ATTEST:



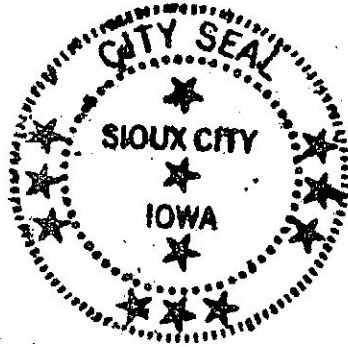
Lisa L. McCardle, City Clerk



Robert E. Scott, Mayor

I hereby certify that the foregoing was published in the Sioux City Journal on June 20, 2015

Lisa L. McCardle, City Clerk



PROOF OF PUBLICATION
STATE OF IOWA
COUNTY OF WOODBURY

ORDINANCE NO. 2015 - 0447
ORDINANCE AMENDING CHAPTER
13.08 ENTITLED "SANITARY SEWER
RATES" OF THE SIOUX CITY MUNICI-
PAL CODE TO PROVIDE FOR A FEE IN-
CREASE FOR SEPTIC WASTE HAULERS.
BE IT ENACTED BY THE CITY COUNCIL
OF THE CITY OF SIOUX CITY, IOWA:
Section 1: Subsection 13.08.060(?) of the
Sioux City Municipal Code is amended to read
as follows:
7. Subject to prior approval of the Director
and receipt of a permit, waste haulers may dis-
charge septic tank waste at the waste water
treatment facility. Haulers are also required to
obtain a State of Iowa Septic Hauler License.
The charges for discharge shall be in accord-
ance with the following rate schedule:
Septic Hauler Fee Per Load Discharged Effec-
tive July 1, 2015 \$33.00
Section 2: Section
13.08.090 of the Sioux City Municipal Code is
amended to read as follows:
13.08.090 Violation - Penalty. Any contribu-
tor found in violation of this chapter consti-
tutes a municipal infraction and is punishable
according to the provisions of Section
1.04.100 of this code. Violations include but
are not limited to the following:
1. Any discharge that the Director determines
has caused, alone or in combination with other
discharges, interference or pass through,
which endangers the health of the sewage
treatment personnel or the public, or impairs
the efficient operation of the City's WWTP;
2. Slug discharges;
3. Any contributor responsible for the dilution
or bypass of any wastestream in lieu of ade-
quate treatment; or
4. Any other prohibited discharges or general
violations of this Chapter or state and/or Fed-
eral code.
Section 3: Penalty Clause. Anyone violating
the provisions of this ordinance is guilty of a
municipal infraction and shall upon conviction,
be punished as provided in Section 1.04.100 of
the Sioux City Municipal Code.
Section 4: Severability Clause. If any of the
provisions of this ordinance are for any reason
illegal or void, then the lawful provisions of
this ordinance, which are separable from said
unlawful provisions shall be and remain in full
force and effect, the same as if the ordinance
contained no illegal or void provisions.
Section 5: Repealer. All ordinances or parts
of ordinances in conflict with the provisions of
this ordinance are hereby repealed. These are:
Subsection 13.08.060(?) and Section
13.08.090 of the Sioux City Municipal Code.
Section 6: Effective Date. This ordinance
shall be in full force and effect July 1, 2015 af-
ter its final passage and publication as by law
provided.
PASSED BY THE CITY COUNCIL ON,
AND APPROVED ON: June 15, 2015
/s/ Robert E. Scott, Mayor
ATTEST: /s/ Lisa L. McCardle, City Clerk
I hereby certify that the foregoing was pub-
lished in the Sioux City Journal on June 20,
2015
/s/ Lisa L. McCardle, City Clerk
Published in the Sioux City Journal June 20,
2015. LGL #24857

The undersigned, of said County, being duly sworn, on oath
states the undersigned is an employee of the Sioux City Journal
printed and published by Journal Communications, in Sioux City
in said County and issued daily and Sunday and that the annexed
printed **ORDINANCE AMENDING CHAPTER 13.08 ENTITLED**
"SANITARY SEWER RATES" OF THE SIOUX CITY
MUNICIPAL CODE TO PROVIDE FOR A FEE INCREASE FOR
SEPTIC WASTE HAULERS - ORDINANCE NO. 2015 - 0447

in said newspaper one Saturday issue that publication thereof
being on the 20th day of June, 2015.

Sally Bjork
Sally Bjork

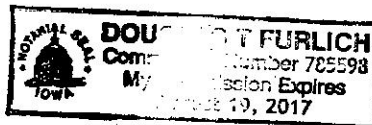
Subscribed and sworn before me in Sioux City, in said County,

this 26th day of June, 2015,

[Signature]

Notary Public

In and for Woodbury County.



Legal #24857

60 Lines

1 Time

\$31.32

<input checked="" type="checkbox"/>	Regular Session
<input type="checkbox"/>	Study Session
<input type="checkbox"/>	Closed Session

CITY OF SIOUX CITY REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: June 15, 2015 **ACTION ITEM #** 14

FROM: Jade Dundas, Utilities Director
Desiree McCaslen, Pretreatment Manager

SUBJECT: Ordinance amending Chapter 13.08 entitled "Sanitary Sewer Rates" of the Sioux City Municipal Code to provide for a fee increase for septic waste haulers. (First consideration passed June 8, 2015)

Reviewed By:	<input checked="" type="checkbox"/> Department Director	<input checked="" type="checkbox"/> Finance Department	<input checked="" type="checkbox"/> City Attorney	<input checked="" type="checkbox"/> City Manager
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RECOMMENDATION:

Staff respectfully requests Council approve the above referenced rate increase which will allow for cost of treatment recovery.

DISCUSSION:

Staff has reviewed all established discharge rates for disposal and treatment at the Waste Water Treatment Plant; Industrial Pretreatment, Groundwater Remediation, Laboratory Sampling and Analysis and Septic. It has been determined that a rate increase is necessary for the Septic discharge rate. Historically, the City has only charged \$18.05 per load delivered. This rate has not been adjusted since FY12.

To account for the administration of the hauled waste program, the cost for treatment, the cost of the laboratory analysis and the time dedicated to the acceptance of this waste, staff respectfully requests that the City raise the Septic Hauler Fee to \$33.00 per load to be effective July 1, 2015.

Staff has completed a comparative study of similar municipalities in the area and these proposed rates are in line with what they are currently charging. Staff has also met with the hauler community to discuss the proposed rate increase.

FINANCIAL IMPACT:

None

RELATIONSHIP TO STRATEGIC PLAN:

Infrastructure Vision:

We will invest in our infrastructure to attract and retain businesses and increase quality of life

ALTERNATIVES:

Council can choose to deny this action. The result will be the application of the previously approved rates which staff has determined is not recovering the cost for treatment.

Require staff to evaluate other rate increase options to cover the cost of treatment.

ATTACHMENTS:

Ordinance

Council Memo of March 25, 2015



CITY COUNCIL INFORMATIONAL MEMO

FROM : Desiree McCaslen

**Approved For Trans-
mission To Council**

DATE : 3.25.2015

RE : Proposed Septic Hauler Rate Increase

The purpose of this memo is to inform the Mayor and Council about the Proposed Septic Hauler Rate increase. On 1.27.2015 staff submitted an information memo to the Public Works Director which included the following:

Staff has reviewed the following discharge rates for disposal and treatment at the WWTP, Industrial Pretreatment, Groundwater Remediation, Laboratory sampling and analysis, and Septic. It has been determined that a rate increase is necessary for the Septic discharge rate. Historically, the City has only charged \$18.05 per load delivered. This rate has not been adjusted since FY12. To account for the administration of the hauled waste program, the cost for treatment, the cost of the laboratory analysis and the time dedicated to the acceptance of this waste staff respectfully requests that the City raise the Septic Hauler Fee to \$99.00 per load over a three year period.

YTD14 the City received 2,679 loads of septic waste and invoiced \$53,399.32 in charges for the disposal. With the proposed rate increase the projected YTD14 invoices would have totaled \$267,900.00, an increase of \$214,500.68. Comparative to other communities with hauled waste programs this is a conservative charge:

<u>Municipality</u>	<u>Disposal Rate</u>
*Sioux Falls, SD	\$15.00 rate study proposal is to raise this to \$100.00/3,000 gals.
*Council Bluffs, IA	\$30.00/1,000 gallons discharged (will be increasing this in 2015)
LeMars, IA	\$100.00-\$220.00/3,000 gals.
Storm Lake, IA	\$35.00/3,000 gals. (will be increased in 2015)
*Des Moines, IA	\$150.00 within City limits
Spencer, IA	\$25.00/3,000 gals. (Only get 7 loads per week)

*These facilities are more similar in design and loading to the Sioux City Wastewater Treatment Facility.

On 3.25.2015 staff met with all of the affected haulers to discuss the proposed increase. The hauler community is reluctantly supportive of the proposed increase based on the above information. They were reluctant to have it implemented all at once. From our conversations, staff is recommending that the rate increase occur over the next three years:

- July 1, 2015-Increase the rate to \$33.00 per load
- July 1, 2016-Increase the rate to \$66.00 per load

- July 1, 2017-Increase the rate to \$99.00 per load

Staff will draft a press release to inform the public of the proposed rate increase and will plan on presenting the proposal as an ordinance amendment to council for review and approval in May 2015.

ORDINANCE NO. 2015-_____

ORDINANCE AMENDING CHAPTER 13.08 ENTITLED "SANITARY SEWER RATES" OF THE SIOUX CITY MUNICIPAL CODE TO PROVIDE FOR A FEE INCREASE FOR SEPTIC WASTE HAULERS.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SIOUX CITY, IOWA¹:

Section 1: Subsection 13.08.060(7) of the Sioux City Municipal Code is amended to read as follows:

7. Subject to prior approval of the Director and receipt of a permit, waste haulers may discharge septic tank waste at the waste water treatment facility. Haulers are also required to obtain a State of Iowa Septic Hauler License. The charges for discharge shall be in accordance with the following rate schedule:

Septic Hauler Fee	Per Load Discharged
Effective July 1, 2011 2015	\$18.050 <u>\$33.00</u>

Section 2: Section 13.08.090 of the Sioux City Municipal Code is amended to read as follows:

13.08.090 Violation - Penalty. Any contributor found in violation of this chapter constitutes a municipal infraction and is punishable according to the provisions of Section ~~1.04.010~~ 1.04.100 of this code. Violations include but are not limited to the following:

1. Any discharge that the Director determines has caused, alone or in combination with other discharges, interference or pass through, which endangers the health of the sewage treatment personnel or the public, or impairs the efficient operation of the City's WWTP,
2. Slug discharges,
3. Any contributor responsible for the dilution or bypass of any wastestream in lieu of adequate treatment, or
4. Any other prohibited discharges or general violations of this Chapter or state and/or Federal code.

Section 3: Penalty Clause. Anyone violating the provisions of this ordinance is guilty of a municipal infraction and shall upon conviction, be punished as provided in Section 1.04.100 of the Sioux City Municipal Code.

Section 4: Severability Clause. If any of the provisions of this ordinance are for any reason illegal or void, then the lawful provisions of this ordinance, which are separable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

Section 5: Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. These are: Subsection 13.08.060(7) and Section 13.08.090 of the Sioux City Municipal Code.

Section 6: Effective Date. This ordinance shall be in full force and effect July 1, 2015 after its final passage and publication as by law provided.

¹ Proposed additions to text of Municipal Code are indicated by underline; proposed deletions from text of Municipal Code are indicated by ~~strikethrough~~.

PASSED BY THE CITY COUNCIL ON, AND APPROVED ON: _____

Robert E. Scott, Mayor

ATTEST: _____
Lisa L. McCardle, City Clerk

I hereby certify that the foregoing was published in the Sioux City Journal on

Lisa L. McCardle, City Clerk

<input checked="" type="checkbox"/>	Regular Session
<input type="checkbox"/>	Study Session
<input type="checkbox"/>	Closed Session

CITY OF SIOUX CITY REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: June 8, 2015 **ACTION ITEM #** 14

FROM: Jade Dundas, Utilities Director
Desiree McCaslen, Pretreatment Manager

SUBJECT: Ordinance amending Chapter 13.08 entitled "Sanitary Sewer Rates" of the Sioux City Municipal Code to provide for a fee increase for septic waste haulers.

Reviewed By:	<input checked="" type="checkbox"/> Department Director	<input type="checkbox"/> Finance Department	<input checked="" type="checkbox"/> City Attorney	<input checked="" type="checkbox"/> City Manager
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RECOMMENDATION:

Staff respectfully requests Council approve the above referenced rate increase which will allow for cost of treatment recovery.

DISCUSSION:

Staff has reviewed all established discharge rates for disposal and treatment at the Waste Water Treatment Plant; Industrial Pretreatment, Groundwater Remediation, Laboratory Sampling and Analysis and Septic. It has been determined that a rate increase is necessary for the Septic discharge rate. Historically, the City has only charged \$18.05 per load delivered. This rate has not been adjusted since FY12.

To account for the administration of the hauled waste program, the cost for treatment, the cost of the laboratory analysis and the time dedicated to the acceptance of this waste, staff respectfully requests that the City raise the Septic Hauler Fee to \$99.00 per load over a three year period. The first to be effective July 1, 2015.

Effective July 1, 2015 - \$33.00 per load.

Effective July 1, 2016 - \$66.00 per load.

Effective July 1, 2017 - \$99.00 per load.

Staff has completed a comparative study of similar municipalities in the area and these proposed rates are in line with what they are currently charging. Staff has also met with the hauler community to discuss the proposed rate increase.

FINANCIAL IMPACT:

None

RELATIONSHIP TO STRATEGIC PLAN:

Infrastructure Vision:

We will invest in our infrastructure to attract and retain businesses and increase quality of life

ALTERNATIVES:

Council can choose to deny this action. The result will be the application of the previously approved rates which staff has determined is not recovering the cost for treatment.

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Septic Hauler Fee	Per Load Discharged
Effective July 1, 2014 2015	\$18.050 <u>\$33.00</u>
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Section 2: Section 13.08.090 of the Sioux City Municipal Code is amended to read as follows:

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Robert E. Scott, Mayor

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Lisa L. McCardle, City Clerk

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